STEPHANIE M. HINDS (CABN 154284) Acting United States Attorney 2 HALLIE HOFFMAN (CABN 210020) Chief, Criminal Division 3 CYNTHIA STIER (DCBN 423256) Assistant United States Attorney 5 450 Golden Gate Avenue, Box 36055 6 San Francisco, California 94102-3495 Telephone: (415) 436-7000 FAX: (415) 436-7234 7 Cynthia.stier@usdoj.gov 8 Attorneys for United States of America 9 UNITED STATES DISTRICT COURT 10 NORTHERN DISTRICT OF CALIFORNIA 11 SAN FRANCISCO DIVISION 12 13 UNITED STATES OF AMERICA, NO. 21-CR-0139-RS 14 Plaintiff. STIPULATION TO EXCLUDE TIME FROM MAY 15 v. 11, 2021 TO JULY 27, 2021 AND ORDER 16 JOSEPH NUBLA AND HENRY KU, 17 Defendant. 18 19 It is hereby stipulated by and between counsel for the United States and counsel for the 20 defendants Joseph Nubla and Henry Ku, that time be excluded under the Speedy Trial Act from May 11, 21 2021, to July 27, 2021. 22 At the status conference held on May 11, 2021, the government and counsel for the defendants 23 agreed that time be excluded under the Speedy Trial Act so that defense counsel could continue to 24 prepare, including by reviewing the discovery already produced, and for the government to produce 25 additional discovery for review by defense counsel. For this reason and as further stated on the record at 26 the status conference, the parties stipulate and agree that excluding time until July 27, 2021 will allow 27 28 STIPULATION TO EXCLUDE TIME AND [PROPOSED] ORDER Case No. 21-CR-0139-RS

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for the effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The parties further stipulate and agree that the ends of justice served by excluding the time from May 11, 2021 through July 27, 2021 from computation under the Speedy Trial Act outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A), (B)(iv).

The undersigned Assistant United States Attorney certifies that she has obtained approval from counsel for the defendants to file this stipulation and proposed order.

IT IS SO STIPULATED.

8	DATED: 5/13/21	/s/
9		CYNTHIA STIER Assistant United States Attorney
10	DATED: 5/13/21	/s/ RANDY SUE POLLOCK
11		Counsel for Defendant Henry Ku
12	DATED: 5/13/21	JAY ROBERT WEILL
13		Counsel for Defendant Joseph Nubla
14	DATED: 5/13/21	JOSHUA HILL, JR.
15		Counsel for Defendant Joseph Nubla
16	DATED: 5/13/21	/s/ CHRISTINE Y. WONG
17		Counsel for Defendant Joseph Nubla

**ORDER** 

Based upon the facts set forth in the stipulation of the parties and the representations made to the Court on May 11, 2021 and for good cause shown, the Court finds that failing to exclude the time from May 11, 2021 through July 27, 2021 would unreasonably deny defense counsel and the defendants the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court further finds that the ends of justice served by excluding the time from May 11, 2021 to July 27, 2021 from computation under the Speedy Trial Act outweigh the best interests of the public and the defendants in a speedy trial. Therefore, and with the consent of the parties, IT IS HEREBY ORDERED that the time from May 11, 2021 through July 27, 2021 shall be

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excluded from computation under the Speedy Trial Act. 18 U.S.C. § 3161(h)(7)(A), (B)(iv). IT IS SO ORDERED. DATED: May 14, 2021 Chief United States District Judge 

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